

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA

NORTHERN DIVISION

2007 OCT 29 A 10:11

DEBRA P. HACKETT, CLERK
U.S. DISTRICT COURT
MIDDLE DISTRICT ALA

JAMES EARL CRENSHAW X

Plaintiff, X

X CASE # 2:07-cv-00793-MHT-CSC

v. X

X

Coosa County Jail, et al., X

Defendants. X

Plaintiffs' Reply To Defendants Response
To Plaintiffs Response To Special Report

Come NOW JAMES EARL CRENSHAW, the Plaintiff
in above-styled cause, and submit his Reply to Defendants
Response.

INTRODUCTION

On October 24, 2007 the Defendants Filed
a Reply to the Plaintiffs Response. The Defendants
try to falsely accuse the Plaintiff of not complying with
the 1997e(a) of the Prison Litigation Reform Act.
The Defendants also try to make attempts to
prove that no one opened the Plaintiffs'
Legal Mail.

ARGUMENT

I. DEFENDANTS HAVE FAILED TO PROVE THEY DID NOT OPEN PLAINTIFFS' (LEGAL MAIL).

A). The Plaintiff entered a AFFIDAVIT in his response. The DEFENDANTS ~~argue~~ argue that this AFFIDAVIT is no good, because it is not notarized and the Defendants question the competency to testify. The plaintiff has no access to a Notary and I have shown my competence, by my ability to litigate law. The Defendants are trying every loophole to obtain a Summary Judgement. The Plaintiff has no access to any Law Books and is doing motions strictly on prior knowledge. The Plaintiff ask the courts to allow his Affidavit be allowed as evidence.

B). THE DEFENDANTS CONTEST THE AUTHENTIC OF THE GRIEVANCE FORM

The defendants states that the plaintiff should not be able to obtain a copy of the Grievance Form. When the Plaintiff Filed the Grievance Form, he made a copy for his person I

File. The plaintiff knew he would not get a copy of the Grievance. The Defendants also stated that any Grievance gets a response within 72 hours. IF the Defendants respond to a Grievance, what do they respond on? IN Exhibit A, the plaintiff shows a place for a response. IT is on the same form that the Grievance is on. IF the Defendants respond to all Grievances, why couldn't the plaintiff obtain a copy. The fact is, the Defendants never respond to any Grievances. The Defendants have total access to the Plaintiff's inmate file. They can add to or take away any form's they wish to. The plaintiff ask the courts to notice in Defendant's Exhibit of Plaintiff's File. They are copies of minor Disciplinary Reports such as: yelling through the door. There is no Disciplinary Report for something as major as smuggling contraband. This is proof of the ability to add to or take away from inmates files.

(C) THE DEFENDANTS STATE THAT THEY HAD NO KNOWLEDGE OF PLAINTIFF'S LEGAL MAIL BEING OPENED.

The Defendants state that the Plaintiffs' mail had tape on it and it did not appear to be open. When the Defendants open outgoing mail, they seal the envelope with tape in the same manner. It would be ironic for the Plaintiffs' mail to be sealed with tape, by some other agency, the same way Coosa County does.

Lt. STOVER has knowledge of mail being taped after it has been opened. He contest that he did not open the Plaintiffs' Legal Mail, yet he still accepted the mail, knowing that it was ~~not~~ not properly sealed. It is amazing that everyone knows the envelope was not properly sealed, yet no one opened it.

Conclusion

Because the Defendants has not proven grounds for a Summary Judgement, the Plaintiff ask the courts to deny the Defendants Summary Judgement.

Respectfully submitted this the 26th day of Oct. 2007

James Earl Crenshaw
PRO, SE

P.O. Box 279

Prackford, AL 35136

CERTIFICATE OF SERVICE

I here by certify that on this 26th day of October, 2007, I have placed a true copy in the U.S. Postal Service, postage prepaid to the Court Clerk and the following participant.

Webb & Eley P.C.
P.O. Box 240909
Montgomery, AL 36124

JAMES EARL Crenshaw
Pro, Se

EXHIBIT
A

COOSA COUNTY JAIL INMATE REQUEST FORM

NOTE: PLEASE PRINT ALL INFORMATION

NAME: _____ CELL: _____

DATE: _____ TIME: _____

Please check one of the following:

☐ Medical ☐ Commissary ☐ Grievance ☐ Other

Briefly state your request or list your commissary items below"

Inmate's signature _____

Do not write below—for reply only

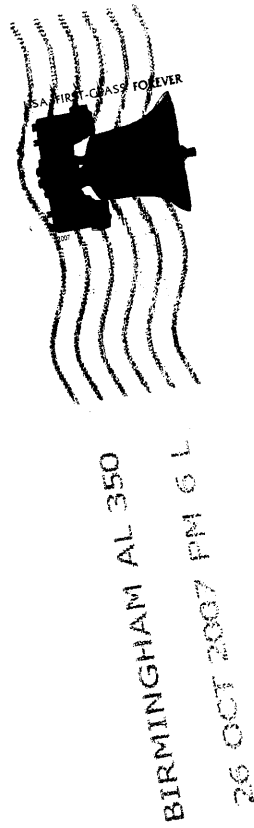
Signature of Jail Officer receiving original request:

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JAMES EARL CRESSAW
COOSA COUNTY JAIL
P.O. Box 279
Rockford, AL 35136

COOSA COUNTY JAIL
INMATE MAIL

LEGAL MAIL



OFFICE OF THE CLERK
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